IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re patent application of:)
Alan M. Kinnersley et al.) Before the Examiner) Cynthia Collins
Serial No. 10/006,852)
Filed November 7, 2001) Group Art Unit 1638
METHODS FOR REGULATING PLANT GABA PRODUCTION))) January 28, 2005

REQUEST FOR EXTENSION OF TIME

Mail Stop: RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313

Sir:

Applicant requests that the date for responding to the Final Office Action mailed July 29, 2004 be extended three months to and including January 29, 2004. This Request for Extension of time is being filed after previously filing a Response the Final Action and a one month extension of time. The Commissioner is authorized to charge the fee of \$400 (\$510 small entity fee for 3 month extension less \$110 paid for the 1 month extension on 11/29/04) to the credit card as indicated on the enclosed Credit Card Payment Form. No additional fees are believed due; however if any additional fees are deemed necessary, please charge said fees or credit any overpayments to Deposit Account No. 23-3030, but not to include the payment of any issue fee.

 $By_{\underline{}}$

Express Mail Label No. EL 983136119US Date of Mailing: January 28, 2005

I hereby certify that this correspondence is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" under 37 CFR § 1.10 on the date indicated above, and is addressed to Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450.

erson Mailing

Respectfully submitted,

Gregory B. Coy, Reg. No. 40,96 Woodard, Emhardt, Moriarty,

McNett & Henry LLP Bank One Center/Tower

111 Monument Circle, Suite 3700 Indianapolis, IN 46204-5137 (317) 634-3456 Telephone

REQUEST FOR EXTENSION OF TIME

Serial No. 10/006,852 Attorney Docket No. 7224-65

Page 1 of 1

00000003 10006852

02/02/2005 ANABI1